

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

-----	X	
In re:	:	
	:	Chapter 11
CALPINE CORPORATION, <u>et al.</u> ,	:	
	:	Case No. 05-60200 (BRL)
Debtors.	:	
-----	X	
ARISTEIA CAPITAL, L.L.C., AURELIUS	:	
CAPITAL MANAGEMENT, L.P.,	:	Civil Case No. 07-CV-7830 (JGK)
BRENCOURT CREDIT OPPORTUNITIES	:	(Consolidated with Civil Case Nos. 07-
MASTER, LTD., BRENCOURT MULTI-	:	CV-7831, 07-CV-7832 and 07-CV-7867)
STRATEGY ENHANCED DEDICATED FUND,	:	
LP, DILLON READ U.S. FINANCE L.P.,	:	
DILLON READ FINANCIAL PRODUCTS	:	
TRADING LTD., DRAWBRIDGE SPECIAL	:	
OPPORTUNITIES ADVISORS LLC, LINDEN	:	
CAPITAL L.P., NISSWA MASTER FUND	:	
LTD., ORE HILL HUB FUND LTD., PINES	:	
EDGE VALUE INVESTORS LTD., PINES	:	
EDGE VALUE INVESTORS L.P., SILVER	:	
SANDS FUND LLC, STARK MASTER FUND	:	
LTD., 3V CAPITAL MANAGEMENT, LLC,	:	
HSBC BANK USA, N.A., AS INDENTURE	:	
TRUSTEE FOR THE 6% CONVERTIBLE	:	
NOTES DUE 2014 AND THE 4.75%	:	
CONVERTIBLE NOTES DUE 2023, AND	:	
MANUFACTURERS & TRADERS TRUST	:	
COMPANY, AS INDENTURE TRUSTEE FOR	:	
THE 7.75% CONVERTIBLE NOTES,	:	
	:	
Appellants,	:	
	:	
-against-	:	
	:	
CALPINE CORPORATION AND ITS	:	
AFFILIATED DEBTORS AND DEBTORS IN	:	
POSSESSION, OFFICIAL COMMITTEE OF	:	
UNSECURED CREDITORS OF CALPINE	:	
CORPORATION, OFFICIAL COMMITTEE OF	:	
EQUITY SECURITY HOLDERS,	:	
	:	
Appellees.	:	
-----	X	

AFFIDAVIT OF SERVICE

STROOCK & STROOCK & LAVAN LLP

Kristopher M. Hansen (KH-4679)

Erez E. Gilad (EG-7601)

180 Maiden Lane

New York, New York 10038

Tel: (212) 806-5400

Fax: (212) 806-6006

*Attorneys for Appellants Brencourt Credit
Opportunities Master, Ltd., Brencourt Multi-
Strategy Enhanced Dedicated Fund, LP,
Dillon Read U.S. Finance L.P., Dillon Read
Financial Products Trading Ltd., Linden
Capital L.P., and Ore Hill Hub Fund, Ltd.*

STATE OF NEW YORK)
 : ss.:
COUNTY OF NEW YORK)

Mark R. Wojcik, being duly sworn, affirms and says:

1. I am over 18 years of age and am not a party to the above-captioned proceedings. I am employed by Stroock & Stroock & Lavan LLP, having offices at 180 Maiden Lane, New York, New York 10038.

2. On September 7, 2007, affiant caused to be served true and correct copies of the *Opening Brief of Appellant Holders of the 7.75% of Convertible Notes* (Docket No. 5), via electronic mail upon the parties listed on Service List "A."

/s/ Mark Wojcik
Mark R. Wojcik

Sworn to before me this
10th day of October, 2007

/s/ Ethel Earley
NOTARY PUBLIC

Ethel Earley
Notary Public, State of New York
No. 03-4650662
Qualified in Westchester County
Commission Expires March 30, 2011

Service List “A”

Michael Stamer, Esq. Philip C. Dublin, Esq. Abid Qureshi, Esq. Lisa Beckerman, Esq. Alexis Freeman, Esq. AKIN GUMP STRAUSS HAUER & FELD LLP 590 Madison Avenue New York, NY 10022-2524 mstamer@akingump.com pdublin@akingump.com aquireshi@akingump.com lbeckerman@akingump.com afreeman@akingump.com <i>Counsel for the Official Committee of Unsecured Creditors</i>	Sarah L. Reid, Esq. David E. Retter, Esq. Damon W. Suden, Esq. Jennifer A. Christian, Esq. KELLEY DRYE & WARREN LLP 101 Park Avenue New York, NY 10178 dretter@kelleydrye.com sreid@kelleydrye.com dsuden@kelleydrye.com jchristian@kelleydrye.com <i>Counsel to HSBC Bank USA, N.A., as Indenture Trustee</i>
Gary L. Kaplan, Esq. Adrian Feldman, Esq. Susanna J. Gray, Esq. FRIED, FRANK, HARRIS, SHRIVER & JACOBSON LLP One New York Plaza New York, NY 10004 gary.kaplan@friedfrank.com feldmad@friedfrank.com graysu@ffhsj.com <i>Counsel for the Official Committee of Equity Security Holders</i>	Dennis F. Dunne, Esq. Matthew S. Barr, Esq. Andrew M. Leblanc, Esq. Catherine J. Yu, Esq. MILBANK TWEED HADLEY & MCCLOY LLP One Chase Manhattan Plaza New York, NY 10005 ddunne@milbank.com mbarr@milbank.com aleblanc@milbank.com cyu@milbank.com <i>Counsel to Certain Holders of 6% Convertible Notes</i>

<p>Isaac M. Pachulski, Esq. Whitman L. Holt, Esq. STUTMAN, TREISTER & GLATT, P.C. 1901 Avenue of the Stars, 19th Floor Los Angeles, CA 90067 ipachulski@stutman.com wholt@stutman.com</p> <p><i>Counsel to Certain Holders of 6% Convertible Notes</i></p>	<p>Ian S. Fredericks, Esq. YOUNG CONAWAY STARGATT & TAYLOR LLP 1000 West Street, 17th Floor Wilmington, DE 19801 ifredericks@ycst.com</p> <p><i>Counsel to Manufacturers & Traders Trust Company, as Indenture Trustee</i></p>
<p>Edward Sassower, Esq. M. Catherine Peshkin, Esq. Marc Kieselstein, Esq. KIRKLAND & ELLIS LLP Citigroup Center 153 East 53rd Street New York, New York 10022-4611 esassower@kirkland.com mkieselstein@kirkland.com cpeshkin@kirkland.com</p> <p><i>Counsel for the Debtors</i></p>	